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I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450 on the date below:	
<u>9/23/07</u> Date	<u>[Signature]</u> David L. Parker

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:
Binoy Appukuttan et al.

Serial No.: 10/025,264

Filed: December 19, 2001

For: LENTIVIRAL VECTOR-MEDIATED
GENE TRANSFER AND USES THEREOF

Group Art Unit: 1636

Examiner: Kaushal, Sumesh

Atty. Dkt. No.: D6124 (CLFR:042US)

PETITION FOR WITHDRAWAL FROM ISSUE UNDER 37 C.F.R. § 1.313(c)(3)

Office of Petitions
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicants hereby respectfully petition under 37 C.F.R. § 1.313(c)(3) for the withdrawal of the instant case from issue in order that the application may be expressly abandoned in favor of co-pending application USSN 10/245,050, filed September 17, 2002. The Issue Fee in this case was mailed on July 29, 2004. This withdrawal from issue is being effected based on the undersigned newly-engaged counsel's determination that an information disclosure statement had not been filed by previous counsel, and to consolidate prosecution of both generic and

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specific subject matter in a single case, the referenced '050 application. An express abandonment under 37 C.F.R. §1.138 is enclosed.

Applicants authorize the Office to withdraw any fees due in connection with this paper under 37 C.F.R. §§ 1.16 to 1.21 from Fulbright & Jaworski L.L.P. Account No.: 50-1212/CLFR:042.

In view of the foregoing comments, it is submitted that all the requirements for the withdrawal of the this case from issue under 37 C.F.R. §1.313 have been satisfied and such action is thus respectfully requested.

Respectfully submitted,



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Date:

9/23/04